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U.S. PATENT & TRADEMARK OFFICE

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/423,619
Filing Date	Nov. 15, 1999
First Named Inventor	Hans Seiter
Group Art Unit	3728
Examiner Name	T.G. Arnold I-I-I
Attorney Docket Number	

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted
 i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on January 14, 2002
 (Any unentered amendment(s) referred to above will be entered).
 ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 iii. Other _____

b. Enclosed
 i. Amendment/Reply (Preliminary Amendment)
 ii. Affidavit(s)/Declaration(s)
 iii. Information Disclosure Statement (IDS)
 iv. Other _____

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
 b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

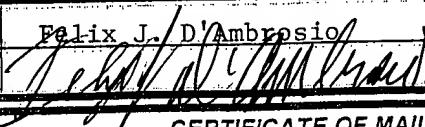
a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to

Deposit Account No. _____
 i. RCE fee required under 37 C.F.R. § 1.17(e) 05/21/2003 SLUANG1 00000065 101213 09423619
 ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 02 FC:1801 750.00 CH
 iii. Other _____

b. Check in the amount of \$ _____ enclosed

c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	<u>Felix J. D'Ambrosio</u>	Registration No. (Attorney/Agent)	25,721
Signature		Date	March 14, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)		Date	
Signature			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

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OFFICE OF PETITIONS



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re RCE of)
Hans Seiter) Art Unit: 3728
Appln. No. : 09/423,619) Ex: T. Arnold, III
Filed : November 15, 1999)
For : INNER SOLE FOR A SHOE)

PRELIMINARY AMENDMENT

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

The following amendments and remarks are being submitted in conjunction with
the RCE filed on even date herewith.

AMENDMENTS

IN THE CLAIMS:

Please add the following new claims:

34. (New) The inner sole as defined in claim 31, wherein:

 said first, second, third, fourth and fifth cushioned layers are located at
 support areas of said sole base body which positively affect a contraction of the musculature of
 the foot, serving thereby to aid the venous outflow of blood.

35. (New) The inner sole as defined in claim 32, wherein:

 said first, second, third, fourth and fifth cushioned layers are located at
 support areas of said sole base body which positively affect a contraction of the musculature of